

REGULAR MEETING OF THE BOARD OF COMMISSIONERS
CITY OF FRANKFORT, KENTUCKY

JULY 19, 2004
5:00 P.M. (EST)

PRESENT: Commissioner Lynn Bowers
Commissioner Andrew S. Layson
Commissioner Robert Roach
Commissioner Chuck Fletcher
Mayor William I. May, Jr. (5)
ABSENT: None (0)

Invocation given by Mark Thornewill, retired minister from Church of the Ascension.

It was moved by Commissioner Layson, seconded by Commissioner Fletcher, that the reading of the minutes of June 21, 2004 Regular Meeting, July 6, 2004 Work Session, and July 6, 2004 Special Meeting be dispensed with and approved. The question was put upon the motion and the roll called. Those voting in favor of the motion for the minutes of June 21, 2004 Regular Meeting were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Abstaining from vote was Commissioner Roach (1). Voting against the motion were none (0). The motion was thereupon adopted. Those voting in favor of the motion for the minutes of July 6, 2004 Work Session and July 6, 2004 Special Meeting were Commissioners Bowers, Layson, Roach, Fletcher and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Mayor's Report:

- § Mayor announced reimbursement had been received from the Kentucky Department of Military Affairs in the amount of \$720 for reimbursement toward expenses from storm damage between May 27-June 1, 2004;
- § Spoke with South Frankfort residents about reinstating the community oriented policing program, Commissioner Fletcher also attended meeting.

The following employees were recognized for promotion and retirement:

Fire Department: James A. Urquhart for promotion to rank of Sergeant;
Louis McClain for promotion to rank of Captain.
Public Works: David Sams for promotion to Sanitation Superintendent;
Donald Arnold, Sanitation Superintendent, for retirement with over 27 years of service;
Velma Scott Gaines, Street Foreman, for retirement with 23 years of service.

"AN ORDER AMENDING ORDER NO. 4, 2004 SERIES, RELATING TO CONDITIONS OF EMPLOYMENT FOR FIREFIGHTERS" was presented. It was moved by Commissioner Bowers, seconded by Commissioner Fletcher, that this order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Roach, Fletcher and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 18, 2004 Series)

It was moved by Commissioner Bowers, seconded by Commissioner Roach, that "RESOLUTION AMENDING COMPOSITION AND QUORUM AND EXTENDING TERM FOR SPECIAL TASK FORCE ON SANITARY SEWER POLICIES FOR THE SEWER DEPARTMENT OF THE CITY OF FRANKFORT, KENTUCKY" be removed from agenda. Commissioner Bowers noted item had not been placed on agenda according to procedures adopted by the Board but had been placed on agenda at request of a single commissioner. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Roach, Fletcher and Mayor May (4). Voting against the motion was Commissioner Layson (1). The motion was thereupon adopted.

The following miscellaneous and personnel items were presented:

- 6.1 Authorization to enter into Agreement with Blue Grass Community Action Agency for providing public transportation services for recipients of Medicaid, Transitional Assistance, Department for the Blind, and Department for Vocational Rehabilitation (Public Works);
- 6.2 Authorization for Frankfort Plant Board to complete Phase IV of the underground wiring project at Juniper Hill Park, with \$60,000 allocated in Capital Improvements Account 100.90.53295 for the project (Parks and Recreation);

- 6.3 Authorization for reimbursement to the Frankfort Plant Board for costs associated with lighting the Charlie Figg Baseball Field at Capitol View Park, the Frankfort Plant Board having taken bids with Hunter Knepshild Company submitting the second lowest proposal in the amount of \$45,860 and meeting all of the required specifications, the low bid proposal failed to meet all of the required specifications, with funding allocated in Capital Improvements Account 100.90.53295 for the project (Parks and Recreation);
- 6.4 Authorization for lighting of Sower Soccer Field II at Capitol View Park in the amount of \$31,310, with costs to be shared equally by the City of Frankfort and the Frankfort Soccer Alliance, the Frankfort Plant Board having taken bids with Hunter Knepshild Company submitting the fourth lowest proposal and meeting all of the required specifications, the three low bid proposals failed to meet all of the required specifications, with funding for City's share of \$15,655 allocated in Capital Improvements Account 100.90.53295 for the project (Parks and Recreation);
- 6.5 Authorization for filing grant application with Department of Juvenile Justice for Title V Continuation Grant Funds on behalf of Thorn Hill Learning Center and Safe Place of Franklin County in an amount up to \$60,000, with 50% in-kind match to be provided by the Thorn Hill Learning Center and Safe Place of Franklin County (Special Projects);
- 6.6 Authorization to enter into sewer extension contract with Kentucky Department of Fish & Wildlife Resources to provide service to its #1 Game Farm Road location (Sewer Department);
- 6.7 Authorization to enter into sewer extension contract with Thomas & King, Inc., to provide service for Johnny Carino's Country Italian Restaurant in Franklin Square Shopping Center (Sewer Department);
- 6.8 Authorization to enter into Lease Agreement with PFG Golf Finance, Cincinnati, Ohio, for lease of one AR2500 Turbo Rotary Mower for athletic complex at Capitol View Park, lease payment in amount of \$903.88 per month for four (4) years and mower can be purchased for one dollar at end of lease, with funding allocated in account 100.80.53295 (Parks and Recreation);
- 6.9 Authorization to declare E-911 Radio Console as surplus and transfer ownership to Kentucky State University for use in its dispatch center, with the University's Police Department to be responsible for transport of the console to its facility (Communications);
- 6.10 Personnel:
 - Promotion of Louis McClain to rank of Captain from rank of Lieutenant, and James A. Urquhart to rank of Sergeant from rank of Firefighter, both to become effective July 20, 2004 (Fire Department);
 - Promotion of David A. Sams to position of Sanitation Superintendent from position of Sanitation Foreman effective August 2, 2004 (Public Works);
 - Duty assignment of Scott Morgan to position of Fire Training Officer effective July 20, 2004 (Fire Department);
 - Retirement of Thomas A. Baker, Firefighter/EMT, effective July 31, 2004 and authorize payment of 156 hours accrued vacation leave and 19 hours accrued holiday leave; and Steven LeCompte, Sergeant, effective July 31, 2004 and authorize payment of 44 hours accrued vacation leave and 9.5 hours accrued holiday leave (Fire Department);
 - Retirement of Donald Arnold, Sanitation Superintendent, effective July 30, 2004 and authorize payment of 325.5 hours accrued vacation leave and 40 hours accrued compensatory leave; Thomas A. Corey, Maintenance II, effective July 30, 2004 and authorize payment of 30.5 hours accrued vacation leave; and Velma Scott Gaines, Street Foreman, effective July 30, 2004 and authorize payment of 317 hours accrued vacation leave (Public Works);
 - Appointment of Andrew Cammack to full time position of Parks Arborist II (Parks and Recreation) and Floyd F. Loman to position of Collection System Laborer (Sewer Department), both effective July 20, 2004;

It was moved by Commissioner Bowers, seconded by Commissioner Fletcher, that all of the above listed miscellaneous and personnel items be approved. All members being present and no objection having been filed with the City Clerk, the motion was thereupon adopted by general consent.

Upon recommendation of Mayor May, it was moved by Commissioner Bowers, seconded by Commissioner Roach, that Douglas C. Howard be reappointed to the Board of Adjustment for a term to expire July 1, 2008; and that Paula Murphy be appointed to the Forestry Advisory Board for a term to expire May 8, 2005, replacing Edward Lawrence whose term has expired. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Roach, Fletcher and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

It was moved by Commissioner Layson, seconded by Commissioner Bowers that "RESOLUTION AMENDING COMPOSITION AND QUORUM AND EXTENDING TERM FOR SPECIAL TASK FORCE ON SANITARY SEWER POLICIES FOR THE SEWER DEPARTMENT OF THE CITY OF FRANKFORT, KENTUCKY" be adopted. Sewer Director explained need for reducing number of voting members due to problems experienced in having a quorum present for business. Following discussion, motion for second withdrawn by Commissioner Bowers. Motion failed.

Following discussion, it was moved by Commissioner Fletcher, seconded by Commissioner Layson, that the Police/Fire Administration/E-911/EOC Facility be built at the downtown location presently occupied by the Police Department at 308 West Second Street. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Layson, Fletcher and Mayor May (3). Voting against the motion was Commissioner Roach (1). Abstaining from vote was Commissioner Bowers (1). The motion was thereupon adopted.

By general consent, people who would like to speak at work sessions and meetings of the Board of Commissioners will need to register with their name, address and telephone number at recommendation of Commissioner Fletcher. Commissioner Fletcher also suggested an application form be completed by persons who wish to be appointed to various boards and that attendance requirements be noted on the application form.

Citizen comments:

- § Terry Sutton, 404 Kentucky Avenue, two days after speaking at June 21 Commission meeting another citation was received from Public Works Director; he has not been contacted by City Manager or members of the Board.
- § Anne Gibbs, Streetscape Committee has same problems with attendance at its meetings as Sewer Task Force, Mayor should be responsible for notifying those who are appointed to boards of their appointment, criticized action on Police/Fire Administration/E-911/EOC facility if architect had error in its math.
- § Doug Williams complimented Commissioner Layson for his work on Police/Fire Administration/E-911/EOC facility.

Commissioner Comments:

- § Commissioner Bowers responded to comments by Anne Gibbs; noted her home telephone is out of order and provided an alternate number for contacting her until the phone is repaired.
- § Commissioner Fletcher responded to comments by Anne Gibbs; noted he feels that each member of the Board does what he/she believes to be right for the community; encouraged citizens to voice their concerns to the Board.
- § Commissioner Layson noted his disappointment in failure to act on resolution regarding Sewer Task Force; would like to see action addressing replacement of persons appointed to boards who fail to attend meetings.
- § Commissioner Roach brought to attention of Board that Fire Department promotion testing/eligibility list process had begun in February and as of July is not finished while Police Department promotion testing/eligibility list process started February 4 and finished March 25; noted City should support YMCA in its proposed facility; noted concern with Mayor having been issued portable radio by Fire Chief and incident involving police tactical response team.

It was moved by Commissioner Bowers, seconded by Commissioner Fletcher, that the Board take a five minute recess. Motion adopted by voice vote.

(Meeting resumed at 6:58 p.m. with all members present.)

Following discussion, it was moved by Commissioner Layson, seconded by Commissioner Roach, that the overall size for the Police/Fire Administration/E-911/EOC Facility be limited to 33,678 square feet, including an efficiency factor of 20%, at cost of six million dollars (\$6,000,000). The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Layson, Roach and Fletcher (3). Voting against the motion were Commissioner Bowers and Mayor May (2). The motion was thereupon adopted.

It was moved by Commissioner Bowers, seconded by Commissioner Fletcher, that the Board meet in closed session in accordance with KRS 61.810 (1), (c), (f) to discuss litigation and personnel. The motion was adopted by voice vote.

(Meeting resumed at 9:25 p.m. with all members present.)

“AN ORDER RELATING TO THE DISMISSAL OF DAVE PARKINSON” was presented. It was moved by Commissioner Roach, seconded by Commissioner Bowers, that this order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Roach, Fletcher and Mayor May (4). Voting against the motion was Commissioner Layson (1). The motion was thereupon adopted. (Order No. 19, 2004 Series)

It was moved by Commissioner Roach, seconded by Commissioner Bowers, that the meeting be adjourned. Motion adopted by voice vote.

MAYOR

ATTEST:

CITY CLERK